

Attorney or Party Name, Address, Telephone & FAX Nos., State Bar No. & Email Address Sevan Gorginian, Esq. (SBN 298986) Law Office of Sevan Gorginian 450 North Brand Boulevard, Suite 600 Glendale, California 91203 Tel: 818.928.4445 Fax: 818.928.4450 Email: sevan@gorginianlaw.com	FOR COURT USE ONLY
<input type="checkbox"/> <i>Individual appearing without attorney</i> <input checked="" type="checkbox"/> <i>Attorney for Debtor/Defendant</i>	
UNITED STATES BANKRUPTCY COURT CENTRAL DISTRICT OF CALIFORNIA – <u>SAN FERNANDO VALLEY</u> DIVISION	
In re: LUSINE CRISTINE DOKUZYAN,	CASE NO.: 1:22-bk-10283-MB CHAPTER: 7 ADVERSARY NO.: 1:22-ap-01028-MB
HOVANES JOHN TONOVAN,	Debtor(s).
vs. LUSINE CRISTINE DOKUZYAN,	Plaintiff(s).
	Defendant.

PLEASE TAKE NOTE that the order or judgment titled Order Granting in Part and Denying in Part Motion to Dismiss, Setting Deadlines and Continuing Status Conference was lodged on (date) September 2, 2022 and is attached. This order relates to the motion which is docket number 3.

¹ Please abbreviate if title cannot fit into text field.

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6 **UNITED STATES BANKRUPTCY COURT**
7 **CENTRAL DISTRICT OF CALIFORNIA**
8 **SAN FERNANDO VALLEY DIVISION**

9
10 In re:) Case No.: 1:22-bk-10283-MB
11 LUSINE CRISTINE DOKUZYAN,) Chapter 7
12 Debtor.) Adv. No.: 1:22-ap-01028-MB
13
14 HOVANES JOHN TONOYAN,) ORDER GRANTING IN PART AND
15 Plaintiff,) DENYING IN PART MOTION TO
16 vs.) DISMISS, SETTING DEADLINES AND
17 LUSINE CRISTINE DOKUZYAN,) CONTINUING STATUS CONFERENCE
18 Defendant.)
19) Date: August 31, 2022
20) Time: 2:30 p.m.
21) Place: Courtroom 303
22) 21041 Burbank Boulevard
23) Woodland Hills, CA 91367
24)

25 On August 31, 2022, the Court held the hearing of the *Motion to Dismiss*
26 *Complaint Under FRCP 12(b)(6) for Failure to State a Claim for Relief* ("Motion To
27 Dismiss") [Dkt. 3] and the adversary status conference. Appearances are as noted on
28 the Court's record of the hearing.

29 The Court, having reviewed and considered the Motion To Dismiss, *Plaintiff's*
30 *Opposition to Defendant's 12(b)(6) Motion to Dismiss (in the AP Case)* [Dkt. 11], and
31 the *Reply to Plaintiff's Opposition to Motion to Dismiss Complaint* [Dkt. 12], having
32 heard the arguments of counsel and plaintiff made at the hearing and good cause
33 appearing therefor, **IT IS HEREBY ORDERED THAT:**

1 1. The Motion To Dismiss is granted in part and denied in part as follows:

- a) Denied as to § 523(a)(2)(A);
- b) Denied as to § 523(a)(2)(B);
- c) Dismissed as to § 523(a)(2)(C), *with* leave to amend;
- d) Dismissed as to § 523(a)(6), *with* leave to amend;
- e) Dismissed as to §§ 727 and 707(b), *with* leave to amend; and
- f) Dismissed as to declaratory relief, *without* leave to amend,

IT IS FURTHER ORDERED THAT:

9 2. Plaintiff Hovanes Tonoyan shall file and serve his first amended complaint by no
0 later than **October 12, 2022**;

1 3. Defendant Lusine Dokuzyan shall file and serve her answer or motion to dismiss
2 by no later than **October 26, 2022**; and

#

PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is:

450 N. Brand Blvd., Suite 600, Glendale, CA 91203.

A true and correct copy of the foregoing document entitled: **NOTICE OF LODGMENT OF ORDER OR JUDGMENT IN ADVERSARY PROCEEDING** will be served or was served (a) on the judge in chambers in the form and manner required by LBR 5005-2(d); and (b) in the manner stated below:

1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF): Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On (date) September 2, 2022, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

- **Amy L Goldman (TR)** marisol.jaramillo@lewisbrisbois.com, AGoldman@iq7technology.com;ecf.alert+Goldman@titlexi.com
- **Sevan Gorginian** sevan@gorginianlaw.com, 2486@notices.nextchapterbk.com;ani@gorginianlaw.com
- **United States Trustee (SV)** ustpregion16.wh.ecf@usdoj.gov

Service information continued on attached page

2. SERVED BY UNITED STATES MAIL: On (date) _____, I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

Service information continued on attached page

3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL (state method for each person or entity served): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on (date) _____, I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.

Service information continued on attached page

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

September 2, 2022 Ani Minasyan /s/ Ani Minasyan
Date Printed Name Signature